

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

MONSANTO COMPANY and)
MONSANTO TECHNOLOGY LLC,)

Plaintiffs,)

vs.)

Case No. 4:09-CV-00686-ERW

E.I. DUPONT DE NEMOURS AND)
COMPANY and PIONEER HI-BRED)
INTERNATIONAL, INC.,)

Defendants.)

DEFENDANTS' MOTION FOR LEAVE TO EXTEND PAGE LIMIT

Defendants E.I. du Pont de Nemours and Company and Pioneer Hi-Bred International, Inc. (collectively "Defendants") respectfully request the Court for leave to file Defendants' Memorandum in Opposition to Monsanto's Ninth Motion to Compel and in Support of DuPont's and Pioneer's Cross-Motion to Compel in excess of the 15-page limit set forth in Local Rule 4.01(D). In order to respond adequately to the issues raised in Monsanto's Motion and to address briefly the issues raised in DuPont's and Pioneer's Cross-Motion to Compel, Defendants seek leave to file a Memorandum in Opposition not in excess of 21 pages.

Dated: May 27, 2011

Respectfully submitted,

LEWIS, RICE & FINGERSH, L.C.

By: /s/ C. David Goerisch
Andrew Rothschild, #23145MO
C. David Goerisch, #48418MO
600 Washington Avenue, Suite 2500
St. Louis, Missouri 63101
(314) 444-7600
(314) 241-6056 (facsimile)
arothschild@lewisrice.com
dgoerisch@lewisrice.com

Leora Ben-Ami
Thomas F. Fleming
Christopher T. Jagoe
Howard S. Suh
KAYE SCHOLER LLP
425 Park Avenue
New York, New York 10022
(212) 836-8000
(212) 836-8689 (facsimile)
lbenami@kayescholer.com
tfleming@kayescholer.com
cjagoe@kayescholer.com
hsuh@kayescholer.com

Donald L. Flexner
BOIES, SCHILLER & FLEXNER LLP
575 Lexington Avenue, 7th Fl.
New York, New York 10022
(212) 446-2300
(212) 446-2350 (facsimile)
dflexner@bsfllp.com

James P. Denvir
Amy J. Mauser
BOIES, SCHILLER & FLEXNER LLP
5301 Wisconsin Avenue, N.W.
Washington, D.C. 20015
202-237-2727
202-237-6131 (facsimile)
jdenvir@bsfllp.com
amauser@bsfllp.com

*Counsel for Defendants E.I. du Pont de Nemours and
Company and Pioneer Hi-Bred International, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on May 27, 2011, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

- **Leora Ben-Ami**
lbenami@kayescholer.com
- **Steven M. Berezney**
steve.berezney@huschblackwell.com
- **Matthew A. Campbell**
macampbell@winston.com
- **Cynthia M. Christian**
cchristian@bsfllp.com
- **Joseph P. Conran**
joe.conran@huschblackwell.com
- **Robert M. Cooper**
rcooper@bsfllp.com
- **James P. Denvir , III**
jdenvir@bsfllp.com
- **Todd J. Ehlman**
tehlman@winston.com
- **Thomas F. Fleming**
tfleming@kayescholer.com
- **Donald L. Flexner**
dflexner@bsfllp.com
- **C. David Goerisch**
dgoerisch@lewisrice.com
- **Greg G. Gutzler**
greg.gutzler@huschblackwell.com
- **Christopher L. Hayes**
chayes@bsfllp.com
- **James M. Hilmert**
jhilmert@winston.com
- **Christopher T. Jagoe**
cjagoe@kayescholer.com

- **George C. Lombardi**
glombardi@winston.com
- **Kurt A. Mathas**
kmathas@winston.com
- **Amy J. Mauser**
amauser@bsfllp.com
- **Eric J. Mersmann**
emersmann@winston.com
- **Omri E. Praiss**
omri.praiss@huschblackwell.com
- **John J. Rosenthal**
jrosenthal@winston.com
- **Andrew Rothschild**
arothschild@lewisrice.com
- **Jack A. Simms , Jr**
jsimms@bsfllp.com
- **Stephen R. Smerek**
ssmerek@winston.com
- **Mark A. Smith**
markasmith@winston.com
- **Steven G. Spears**
sspears@mwe.com
- **Tamara M. Spicer**
tamara.spicer@huschblackwell.com
- **Gail J. Standish**
gstandish@winston.com
- **Howard S. Suh**
hsuh@kayescholer.com
- **Jeanna Wacker**
jwacker@kayescholer.com
- **Hershel Wancjer**
hwancjer@bsfllp.com
- **Dan K. Webb**
dwebb@winston.com

- **Jovial Wong**
jwong@winston.com

/s/ C. David Goerisch